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DATE: October 31, 2000

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PAGES: 14 (including this cover sheet)

TO: U.S. Patent and Trademark Office

ATTN: Exr. Remy Yucel

FROM: Brian J. Del Buono, Esquire

RE: U.S. Appl. No. 09/177,387; Filed: October 23, 1998

For: Recombinational Cloning Using Nucleic Acids Having Recombination Sites

YOUR REF:

OUR REF: 0942.2850004/RWE/BJD

MESSAGE

Per your telephonic request, a courtesy copy of the date-stamped PTO postcard, dated October 27, 2000, along with the Preliminary Amendment hand-carried that day, follows.

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Via Hand Carry to Art Unit 1636**Applicant:** Harley *et al.***Due Date:** n/a**Art Unit:** 1636**Examiner:** Yucel, L**Docket:** 0942.2850004**Atty:** RWE/BJD**Application No.:** 09/177,387**Filed:** October 23, 1998**For:** Recombinational Cloning Using Nucleic Acids Having Recombination Sites

When receipt stamp is placed hereon, the USPTO acknowledges receipt of the following documents:

1. Transmittal letter (in duplicate);
2. Fee Transmittal Form PTO/SB/17;
3. Preliminary Amendment;
4. Fifth Supplemental Information Disclosure Statement (in duplicate);
5. One page of Form PTO-1449 citing three documents; and
6. A copy of each of the three cited documents.

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3:02

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HARTLEY *et al.*

Appl. No. 09/177,387

Filed: October 23, 1998

For: **Recombinational Cloning Using
Nucleic Acids Having
Recombination Sites**

Art Unit: 1636

Examiner: Yucel, I.

Atty. Docket: 0942.2850004/RWE/BJD

Preliminary AmendmentAssistant Commissioner for Patents
Washington, D.C. 20231*Via Hand Carry To Exr. Remy Yucel
Art Unit 1636*

Sir:

In advance of prosecution of the Continued Prosecution Application filed in the above matter on August 22, 2000, Applicants submit the following amendments and remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.

Amendments

Please amend the application as follows:

In the Claims:

Please amend the claims as follows: